

Uni-Tel Communications Group, Ltd.

P.S.C. Ky. No. 1

Cancels P.S.C. Ky. No. _____

Uni-Tel Communications Group, Ltd.

of

618B West Fifth Avenue
Naperville, Illinois 60563

Rates, Rules and Regulations for Furnishing
INTRASTATE TELECOMMUNICATION SERVICES

AT
STATE OF KENTUCKY

FILED WITH PUBLIC SERVICE COMMISSION OF
KENTUCKY

ISSUED February 11, 1999

EFFECTIVE March 14, 1999

ISSUED BY Uni-Tel Communications Group, Inc.
PUBLIC SERVICE COMMISSION
(Name of Utility) OF KENTUCKY

BY John Gustaitis **MAR 14 1999**

PURSUANT TO 807 KAR 5.011,
SECTION 9 (1)

BY: Stephan O. Bell
SECRETARY OF THE COMMISSION

CHECK PAGE

All the pages of this Tariff are effective as of the date shown at the bottom of the respective page(s). Original and revised pages as named below comprise all changes from the original Tariff.

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**CONCURRING, CONNECTING OR
OTHER PARTICIPATING CARRIERS**

None

SYMBOLS

The following are the only symbols used for the purposes indicated below:

- C - Changed regulation
- D - Discontinued rate or regulation
- I - Increase
- M - Matter relocated without change
- N - New rate or regulation
- R - Reduction
- S - Reissued matter
- T - Change in text, but no change in rate or regulation
- Z - Correction

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TARIFF FORMAT

- A. Page Numbering - Page numbers appear in the upper right corner of the page. Pages are numbered sequentially. However, new pages are occasionally added to the Tariff. When a new page is added between pages already in effect, a decimal is added. For example, a new page added between pages 14 and 15 would be 14.1.
- B. Page Revision Numbers - Revision numbers also appear in the upper right corner of each page. These numbers are used to determine the most current page version on file with the Commission. For example, the 4th revised page 14 cancels the 3rd revised page 14.
- C. Paragraph Numbering Sequence - There are six levels of paragraph coding. Each level of coding is subservient to its next higher level:
- 2.
 - 2.1
 - 2.1.1
 - 2.1.1 (A)
 - 2.1.1 (A).1
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- D. Check Sheets - When a Tariff filing is made with the Commission, an updated check sheet accompanies the Tariff filing. The check sheet lists the pages contained in the Tariff, with a cross reference to the current revision number. When new pages are added, the check sheet is changed to reflect the revision.

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SECTION 1 - DEFINITIONS AND ABBREVIATIONS

Access Line: An Access Line is a transmission line from either the LEC's or the DUC's Point-of-Presence (POP) to Customer's premises used to process voice and limited speed data calls.

Business Customer: A Business Customer is a Customer whose use of the Service(s) are for a business, professional, institutional, or occupational purpose.

CAP: CAP is an acronym for Competitive Access Provider.

Commission: Commission refers to the Public Service Commission of Kentucky.

Company: Company refers to Uni-Tel Communications Group, Inc.

Customer: The Customer is a person or legal entity which subscribes to Service(s) from the Company and thereby assumes responsibility for the payment of charges and compliance with the Company's Tariff regulations.

DUC: DUC is an acronym for Designated Underlying Carrier.

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SECTION 1 - DEFINITIONS AND ABBREVIATIONS

InterLATA Call: An interLATA call is any call that originates in one LATA and terminates in a different LATA.

IntraLATA Call: An intraLATA call is any call that originates and terminates within the same LATA.

IXC: IXC stands for Interexchange Carrier.

LATA: LATA is an acronym for Local Access Transport Area which is a geographic area established for the provision and administration of communications service as provided for in the Modification of Final Judgment and any further modification thereto.

LEC: LEC is an acronym for Local Exchange Carrier.

MATR: MATR is an acronym for Minimum Average Time Requirement. If average call duration for inbound Service(s) is less than the MATR, call duration will be calculated as the number of calls times the MATR.

Modification of Final Judgment: Modification of Final Judgment refers to that decision of the United States District Court for the District of Columbia appearing at 552 F. Supp 131 (1982).

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SECTION 1 - DEFINITIONS AND ABBREVIATIONS

NXX: NXX is the first three digits of a Customer's telephone number. N is a number between 2 and 9. X is a number between 0 and 9.

NPA Centroid: NPA Centroid is the rating center which is sometimes used to calculate mileage for inbound 800 calls and calling card calls.

PBX: PBX is an acronym for Private Branch Exchange.

PIC: PIC is an acronym for Primary Interexchange Carrier.

POP: POP is an acronym for Point-of-Presence and is the central office of the DUC or the Company where the LEC or CAP hands off the traffic of the Company's Customers to the DUC or the Company or where the Customer's facility interconnects with the DUC or the Company.

Rate Center: A Rate Center is a specified geographical location used for determining mileage measurements.

Residential Customer: A Residential Customer is a Customer whose use of the Company's Service(s) are substantially of a social and domestic nature.

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SECTION 1 - DEFINITIONS AND ABBREVIATIONS

Service(s): Service(s) are defined as the telecommunications services provided pursuant to this tariff.

State: State refers to the state of Kentucky.

Switched Access: If the Customer's location has a transmission line that is switched through the LEC or CAP to reach the long distance network, the access is switched. Switched Access facilities are also referred to as shared use facilities.

Underlying Carrier: Underlying Carrier refers to the interexchange carrier that provides the long distance services the Company resells.

V&H: V&H is an acronym for vertical and horizontal.

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SECTION 2 - RULES AND REGULATIONS**2.1 Undertaking of the Company**

This Tariff contains the description, regulations, and rates applicable to intrastate telecommunications service offered by Uni-Tel Communications Group, Inc. with principal offices located at 618B West Fifth Avenue, Naperville, Illinois 60563. The Company resells the services of facilities-based carriers subject to the terms of any applicable interstate offering or arrangement between the DUC and the Company. The Company's services are offered for intrastate InterLATA and IntraLATA telecommunication services originating and terminating within Kentucky under terms of this Tariff in compliance with and pursuant to Commission rules and regulations applicable thereto.

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SECTION 2 - RULES AND REGULATIONS

2.2 Limitations

- 2.2.1 Service(s) are offered subject to the availability of facilities and the provisions of this Tariff.
- 2.2.2 The Company reserves the right without liability to discontinue offering Service(s), or limit the use of Service(s) in either case when necessitated by conditions beyond its control, or when the Customer is using Service(s) in violation of the law or the provisions of this Tariff.
- 2.2.3 Prior written permission from the Company and approval pursuant to Paragraph 2.14 are required before any assignment or transfer of Service(s). All regulations and conditions contained in this Tariff shall apply to all such permitted assignees or transferees, as well as all conditions for Service(s).

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SECTION 2 - RULES AND REGULATIONS

2.3 Liabilities of the Company**2.3.1 Conditions under which the Company may refuse or terminate Service(s) without liability include but are not limited to:**

- non-payment of any sum owing to the Company; or,
- insufficient or fraudulent billing information, invalid or unauthorized telephone numbers, or pre-arranged account code numbers; or,
- any violation by a Customer related to the request for such Service(s) of either the provisions of this Tariff or any laws, rules, regulations, or policies; or,
- of any order or decision of a court or other governmental authority which prohibits the Company from offering such Service(s); or,
- if the Company deems such refusal necessary to protect itself or third parties against fraud or to otherwise protect its personnel, agents, or Service(s); or,
- use or misuse of Company's or DUC's network or for any unlawful or criminal purpose; or,
- refusal by Customer to allow Company reasonable access to the Customer's facilities to provision Service(s).

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SECTION 2 - RULES AND REGULATIONS**2.3 Liabilities of The Company (Con't)**

- 2.3.2 The liabilities of the Company for damages arising out of mistakes, omissions, interruptions, delays, errors or defects occurring in the course of providing Service(s) hereunder and not caused by the negligence or intentional acts of the Customer shall in no event exceed an amount equivalent to the initial period charge to the Customer according to this Tariff for the call during which such mistake, omission, interruption, delay, error or defect in the course of offering Service(s) hereunder occurs, except in cases of willful misconduct by the Company.
- 2.3.3 The Company is not liable for any act or omission of any other company or companies furnishing a portion of any Service(s).
- 2.3.4 The Company is not liable for any defacement of, or damage to, the equipment or premises of a Customer resulting from the provision of Service(s) when such defacement or damage is not the result of the Company's negligence.
- 2.3.5 No contractors, agents, or employees of connecting, concurring or other participating carriers or companies shall be deemed to be contractors, agents, or employees of the Company without written authorization.

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SECTION 2 - RULES AND REGULATIONS

2.3 Liabilities of The Company (continued)

2.3.6 Service(s) are furnished subject to the conditions that there will be no abuse or fraudulent use of the Service(s). Abuse or fraudulent use of Service(s) includes but is not limited to:

- the use of Service(s) to transmit a message or to locate a person or otherwise to give or obtain information, without payment of the charge applicable for Service(s); or
- the obtaining, or attempting to obtain, or assisting another to obtain or to attempt to obtain Service(s) by rearranging, tampering with, or making connection with any Service(s) components of the Company or the DUC, or by any trick, scheme, false representation, or false credit device, or by or through any other fraudulent means or device whatsoever, with intent to avoid the payment, in whole or in part, of the regular charge for such Service(s); or
- the use of Service(s) of the Company for a message or messages, anonymous or otherwise, if in a manner reasonably to be expected to frighten, abuse, torment, or harass another; or
- the use of Service(s) in such a manner as to interfere unreasonably with the use of Service(s) by one or more other customers.

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SECTION 2 - RULES AND REGULATIONS

2.3 Liabilities of The Company (Cont)

2.3.7 The Company's liability shall be limited to that expressly assumed in Paragraph 2.3 hereof. The Company shall not be liable for any other direct, indirect, consequential, special, actual, or punitive damages, or for any lost profits of any kind or nature whatsoever arising out of any furnishing of, or interruption in, Service(s) provided hereunder, absent a determination of willful misconduct by judicial or administrative proceedings. With respect to Service(s) provided hereunder, the Company hereby expressly disclaims, without limitation, all warranties not stated in this Tariff, whether express, implied or statutory, and in particular disclaims all implied warranties of merchantability and fitness for a particular purpose.

2.3.8 Acceptance by the Commission of the liability provisions contained in this Tariff does not constitute its determination that the limitation of liability imposed by the Company should be upheld in a court of law, but the recognition that, as it is the duty of the courts to adjudicate negligence claims and rights to recover damages therefor, so it is the duty of the courts to determine the validity of the exculpatory provisions of this Tariff.

2.4 Use of Service(s)

Services are offered subject to the availability of facilities and the terms and conditions of this Tariff. The Customer may not use Service(s) provided under this Tariff for any unlawful purpose.

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SECTION 2 - RULES AND REGULATIONS**2.5 Obligations of the Customer**

2.5.1 The Company shall be indemnified and held harmless by the Customer against:

- claims for libel, slander, infringement of patent or copyright, or unauthorized use of any trademark, trade name, or service mark arising out of the material, data, information, or other content transmitted by the Company;
- violation of any other literary, intellectual, artistic, dramatic, or musical right;
- violations of the right to privacy;
- claims of patent infringement arising from combining or connecting Company's facilities or the facilities of the DUC with apparatus and systems of the Customer;
- all lost or stolen calling cards, except as described in Paragraph 2.6;
- any other rights whatsoever relating to or arising from message content or the transmission thereof;
- all other claims arising out of any act or omission of the Customer in connection with Service(s) provided by the Company.

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SECTION 2 - RULES AND REGULATIONS

2.5 Obligations of the Customer (Cont)

- 2.5.2 The Customer shall be responsible for the payment of all charges for Service(s) provided under this Tariff and for the payment of all excise, sales, use or other similar taxes that may be levied by a governing body or bodies in conjunction with or as a result of Service(s) furnished under this Tariff.
- 2.5.3 The Customer is responsible for paying for all Service(s) the Company provides to or from the Customer's telephone number(s), regardless of whether the Customer's facilities were used fraudulently.
- 2.5.4 The Company shall not be required to consider any Customer claim for damages, or adjustments, refunds or cancellation of charges unless the Customer has notified the Company of any dispute concerning charges, or the basis of any claim for damages, within sixty (60) calendar days after an invoice is rendered or a debit is effected by the Company for the call giving rise to such dispute or claim. Any such notice must set forth sufficient facts to provide the Company with a reasonable basis upon which to evaluate the Customer's claim or demand. In the event that the Customer is not satisfied with the Company's resolution of any dispute, the Customer may make application to the Commission for review and disposition of the matter.
- 2.5.5 The Company's failure to provide or maintain Service(s) under this Tariff shall be excused by the Customer for all circumstances beyond the Company's reasonable control.

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SECTION 2 - RULES AND REGULATIONS**2.5 Obligations of the Customer (Con't)**

2.5.6 The Customer shall indemnify and save the Company harmless from any and all liability not expressly assumed by the Company in Paragraph 2.3 and arising in connection with the provision of Service(s) to the Customer, and shall protect and defend the Company from any suits or claims alleging such liability, and shall pay all expenses (including attorneys' fees) and satisfy all judgments which may be incurred by or rendered against the Company in connection therewith.

2.6 Lost Or Stolen Calling Cards Or Authorization Codes

The Customer is responsible for all charges including all calls placed by use of Customer's assigned authorization or calling card code(s). Upon knowledge of facts which would alert a reasonable person to the possibility that an unauthorized person is using Customer's authorization or calling card code, the Customer shall alert and give notice to the Company of such facts. The Customer shall be excused from liability only with respect to calls placed after receipt of such notice by the Company.

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SECTION 2 - RULES AND REGULATIONS

2.7 Obtaining Service**2.7.1 Application for Service(s)**

To obtain Service(s), the Company may require an application in the form of a completed Service Agreement, a Letter of Agency, or any other written documents as may be in effect from time to time. The applicant must also establish credit satisfactory to the Company as provided in Paragraph 2.7.2.

2.7.2 Establishment of Credit**(A) Applicant**

Pursuant to Paragraph 2.7.1 and prior to accepting the applicant's Service Agreement, the Company reserves the right to examine the credit record and check the references of the applicant.

(B) Customer

If the conditions of Service(s) or the basis on which credit was originally established have materially changed, an existing Customer may be required to establish additional credit. The Company reserves the right to examine the credit record and check the references of any Customer at any time.

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 SECTION 2 - RULES AND REGULATIONS

2.7 Obtaining Service (Con't)

2.7.3 Deposits

- (A) The Company may require a minimum cash deposit or other guaranty to secure payment of bills. Service may be refused or discontinued for failure to pay the requested deposit.
- (B) Determining Whether a Deposit Will Be Required or Waived

In determining whether a deposit will be required or waived, the following criteria will be considered:

- .1 Previous payment history with the Company. If the customer has no previous history with the Company, statements from other utilities, banks, etc. may be presented by the customer as evidence of good credit.
- .2 Whether the customer has an established income or line of credit.
- .3 Length of time the customer has been located in the area.
- .4 Whether the customer owns property in the area.
- .5 Whether the customer has filed bankruptcy proceedings within the last seven years.
- .6 Whether another customer with a good payment history is willing to sign as a guarantor for an amount equal to the requested deposit.

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 SECTION 2 - RULES AND REGULATIONS

2.7 Obtaining Service (continued)

2.7.3 Deposits (continued)

(C) Amount of Deposit

Business Customer's deposits shall be based upon actual usage of the customer at the same or similar premises for the most recent 12-month period, if such information is available. If usage information is not available, the deposit will be based on the average bills of similar customers and premises in the system. The deposit shall not exceed 2/12 of the customer's actual or estimated annual bill where bills are rendered monthly, 3/12 where bills are rendered bimonthly, or 4/12 where bills are rendered quarterly.

(D) Return of Deposit

The deposit may be waived upon a Customer's showing of satisfactory credit or payment history, and required deposits will be returned after one (1) year if the customer has established a satisfactory payment record for that period. If a deposit has been waived or returned and the customer fails to maintain a satisfactory payment record, a deposit may then be required. Upon termination of service, the deposit, any principal amounts, and any interest earned and owing will be credited to the final bill with any remainder refunded to the customer.

(E) Interest on Deposits

Interest as prescribed by KRS 278.460, will be paid annually either by refund or credit. No refund or credit will be made if the customer's bill is delinquent on the anniversary date of the deposit.

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SECTION 2 - RULES AND REGULATIONS

2.7 Obtaining Service (continued)

2.7.3 Deposits (continued)

(F) Deposits Held Longer Than 18 Months

If a deposit is held longer than 18 months, the deposit will be recalculated at the customer's request based on the customer's actual usage. If the deposit on account differs from the recalculated amount by more than 10% the Company may collect any underpayment and shall refund any overpayment by check or credit to the customer's bill. No refund will be made if the customer's bill is delinquent at the time of the recalculation.

(G) Escrow

Deposits will be placed in an interest bearing escrow account until the deposit is refunded or applied against an unpaid delinquent balance.

(H) Receipt

The Company shall issue a written receipt of deposit to each Customer from whom a deposit is received showing the name of the Customer, address, date, and amount of the deposit.

Notwithstanding the foregoing, prior to the return, deposits will be applied to any outstanding charges of the Customer for Service(s) and only the excess, if any, will be returned.

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2.8 Rendering and Payment of Bills (Con't)

2.8.6 LEC Billing

For those Services that are billed through the local exchange company, the rules of the local exchange company with respect to rendering and payment of bill will apply in lieu of those set forth in this Section.

2.8.7 Billing Format

Bills rendered to Customers by the Company contain the following information:

Date of Bill Rendering	Company Name
Service Dates	Due Date
Past Due Date	Current Amount Due
Call duration	Call Type
Total Charges per Call	Taxes
Total Charges for Company Services	Toll Free Number
Date and Time of Each Call	
Past Due Amount (if applicable)	
Past Due Penalties (if applicable)	
Usage and Taxes By Accounting Code	
Originating Location Telephone Number and Terminating Number	

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618B West Fifth Avenue
Naperville, Illinois 60563

SECTION 2 - RULES AND REGULATIONS**2.9 Customer Service****2.9.1 General**

Customer Service may be contacted in writing at 618B West Fifth Ave., Naperville, IL 60563. To reach Customer Service via telephone, Customers call a toll-free number. Service Representatives work Monday through Friday, excluding holidays, from 8:00 AM to 5:00 PM central time. After hours, calls are answered by an answering service. If the call is not an emergency, the Customer will be called back the next business day. If the call is an emergency, Company employees are available on a standby basis to assist a Customer with a service difficulty.

2.9.2 Billing Inquiries

Billing inquiries may be referred to the Company's Customer Service organization as indicated in paragraph 2.9.1 above. If the Customer is not satisfied with the Company's resolution of a billing inquiry, the Customer may make application to the Commission for review and disposition of the matter.

2.9.3 Service Difficulties

Service difficulties may be referred to the Company's Customer Service organization, as indicated in paragraph 2.9.1 above.

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SECTION 2 - RULES AND REGULATIONS

2.10 Cancellation By Customer**2.10.1 General**

Any Customer desiring Service to be terminated shall give the Company three (3) days' notice in accordance with 807 KAR 5:0006, Section 12 (1). The notice may be in writing or via telephone. However, the Customer shall bear the burden of proof if a dispute arises as to the giving of notice via telephone.

2.10.2 Customer With Switched Access

The Customer's Service(s) are canceled when the LEC changes the PIC code or when the DUC or CAP cancels the Service(s), as authorized by the Customer.

2.10.3 LEC Billing

For those Services that are billed through the local exchange company, the rules of the local exchange company with respect to cancellation of Service by Customer will apply in lieu of those set forth in this Section.

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SECTION 2 - RULES AND REGULATIONS

2.11 Termination of Service By Company

2.11.1 Conditions Under Which the Company May Refuse or Terminate Service

- (A) For noncompliance with state, local or other codes. The Company will terminate Service only after five (5) days' written notice in accordance with 807 KAR 5:006, Section 14 (1) (e), unless ordered to terminate Service immediately by a governmental official.
- (B) For nonpayment of bills from the Company. The Company will terminate Service only after ten (10) days' written notice, unless ordered to terminate immediately by a governmental official. Under no circumstance will Service be terminated in less than twenty (20) days' after the mailing of the original unpaid bill.
- (C) For illegal use or theft of Service. The Company may terminate Service to a Customer without advance notice if the Company has evidence that a Customer has obtained unauthorized Service by illegal use or theft. Within twenty-four (24) hours after such termination, the Company will send written notification to the Customer of the reasons for termination of Service, and of the Customer's right to challenge the termination by filing a formal complaint with the Commission.

2.11.2 Conditions Under Which the Company Will Not Terminate Service

- (A) If payment for Services is made. If, following receipt of a termination notice for nonpayment but prior to actual termination of Service, there is delivered to the Company payment of the amount in arrears, Service will not be terminated.
- (B) If a payment agreement is in effect. Service will not be terminated for nonpayment if the Customer and the Company have entered into a partial payment plan and the Customer is in compliance with that agreement.

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SECTION 2 - RULES AND REGULATIONS**2.11 Termination of Service By Company (Con't)****2.11.3 Termination Without Notice**

However, in the event of emergency or threatened or actual disruption of service to other Customers, the Company may terminate service without notice. Service will be terminated by the Company without previous notice if the following conditions apply:

- In the event of a condition on the Customer's premises determined by the Company to be hazardous.
- In the event of the Customer's use in such a manner as to adversely affect the service to others.
- In the event of unauthorized use.

2.11.4 LEC Billing

For those Services that are billed through the local exchange company, the rules of the local exchange company with respect to termination of Service will apply in lieu of those set forth in this Section.

2.12 Installation and Connection Charges

All Company services are interstate services with the Customer having the option of using the service to place intrastate calls. The Company does not an installation, connection, or monthly service charge for the intrastate portion of the service.

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SECTION 2 - RULES AND REGULATIONS**2.13 Taxes**

In addition to the charges specifically pertaining to the Service(s), certain federal, state, and local surcharges, taxes, and fees will be applied to these Service(s). These taxes, surcharges, and fees are calculated based upon the amount billed to the end user for the Company's intrastate Service(s). All state and local taxes, surcharges, and fees (i.e., sales tax, gross receipts tax, municipal utilities tax) are listed as separate line items and are not included in the quoted rates listed in the Tariff.

2.14 Transfer or Assignment

The Company's intrastate Service(s) may not be transferred or assigned to a new Customer unless the new Customer's credit is approved.

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SECTION 2 - RULES AND REGULATIONS

2.15 Minimum Call Completion Rate

A Customer can expect a call completion rate (number of calls completed/number of calls attempted) of not less than 98% during peak use periods.

2.16 Timing of Calls

Calls are timed by the switch used to route the Customer's long distance traffic. Chargeable time begins when connection is established between the calling station and the called station. Chargeable time ends when the calling station "hangs up". If the called station "hangs up" but the calling station does not, chargeable time ends when the connection is released by the automatic timing equipment. Answer supervision is utilized where available. When answer supervision is not available from the LEC end office, software answer supervision is utilized.

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SECTION 2 - RULES AND REGULATIONS

2.17 Rate Period

Different rates may be applicable to a call at a different time of the day and on certain days of the week, as specified in the appropriate rate schedule for that call. The rate periods shown below apply. All times shown are local time at the calling station in case of an outbound call and at the called station in case of an inbound call.

Rate Period	Times Applicable		Days Applicable
	From	To But Not Including	
Day	8:00 AM	5:00 PM	Mon - Fri
Evening	5:00 PM	11:00 PM	Sun - Fri
Night	11:00 PM	8:00 AM	All days
	8:00 AM	11:00 PM	Saturday
	8:00 AM	5:00 PM	Sunday

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 SECTION 2 - RULES AND REGULATIONS

2.18 Mileage Measurements

Each rate center or POP has a unique set of assigned vertical and horizontal (V&H) coordinates which are used by the DUC for calculating mileage. Calculation of mileage is in accordance with the V&H coordinate system.

The distance is measured using the V&H coordinates associated with either the rate centers of the originating and terminating stations or the V&H coordinates associated with the originating and terminating POP of the DUC. The type of access determines which V&H coordinates are used.

If a call is originated or terminated via switched access, the distance is measured using the V&H coordinates associated with the rate centers of the originating or terminating station.

The rate for a call between access lines associated with stations that use the same central office is the rate for zero miles.

The airline mileage between rate centers is determined by applying the formula below to the vertical and horizontal (V&H) coordinates associated with the rate centers involved.

FORMULA:

$$\sqrt{\frac{(V1 - V2)^2 + (H1 - H2)^2}{10}}$$

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SECTION 2 - RULES AND REGULATIONS

2.19 Determining Rate In Effect

2.19.1 General

For outbound Service(s) that are time-of-day sensitive, the time-of-day at the central office or POP associated with the calling station determines the rate in effect. For inbound Service(s) that are time-of-day sensitive, the time-of-day at the central office or POP associated with the called station determines the rate in effect. Time of day shall be determined in accordance with Paragraph 2.17.

2.19.2 Calls Originating Via Switched Access

When a unit of time is split between two rate periods, each rate period applies to the portion of the call that occurred during that rate period.

2.20 Application of Charges

Usage charges apply to all completed calls. The usage charges for each completed call during a billing month will be computed. If the charge includes a fraction of a cent \$0.005 and greater, the fraction is rounded up to the next higher whole cent. Otherwise, the charge is rounded down to the next lower whole cent.

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SECTION 2 - RULES AND REGULATIONS

2.21 Interruption of Service(s)

2.21.1 General

It shall be the obligation of the Customer to notify the Company of any interruption in Service(s) for which a credit allowance is desired. Before giving such notice, the Customer shall ascertain that the interruption is not being caused by any action or omission by the Customer within the Customer's control, or is not in wiring or equipment, if any, furnished by the Customer.

2.21.2 Usage Sensitive Service(s)

Credit allowances for the interruption of Service(s) are subject to the general liability provisions set forth in Paragraph 2.3 preceding.

2.22 Restoration of Service(s)

The use and restoration of Service(s) in emergencies shall be in accordance with the priority system specified in Part 64, Subpart D of the Rules and Regulations of the Federal Communications Commission.

2.23 Special Promotional Offerings

The Company may from time to time engage in Special Promotional Offerings or trial Service offerings limited to certain dates, times, or locations designed to attract new subscribers or to increase subscriber awareness of a particular Tariff offering. Such Offerings will be submitted via a letter to the Commission for approval prior to their effectiveness.

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 SECTION 3 - DESCRIPTION OF SERVICES

3.1 General

All Service(s) are interstate offerings with the Customer having the option of using the Service(s) to place intrastate calls. Intrastate Service(s) are only available if the Customer subscribes to the Company's comparable interstate Service(s) offering. All Switched Access Service(s) are available only in equal access serving area. All Service(s) may be provisioned by the DUC.

The selection of the Service will be determined by the Company based on the type of access the Applicant utilizes to reach the long distance network of the Underlying Carrier and the Applicant's average intrastate, interstate, and international usage for the past three months. It is the Applicant's responsibility to furnish the Company copies of their prior months long distance telephone bills for use in making this determination.

The Company's inbound Service(s) permit calls to be completed to the Customer's location without charge to the calling party. Access to the Service(s) is gained by dialing a ten digit telephone number, (800) NXX-XXXX, which terminates at the Customer's requested location. The MATR for all inbound services is 30 seconds and applies per 800 telephone number. This means that if the average duration per call during each billing period is less than 30 seconds, billing will be based on the actual number of calls using an average duration of 30 seconds.

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SECTION 3 - DESCRIPTION OF SERVICES

3.2 Telecomp 1 Plus

Telecomp 1 Plus is an outbound only, long distance pricing plan for Residential Customers and Business Customers using Switched Access to reach the long distance network of the DUC. All Calls are billed in one minute increments subject to a minimum connect time of one minute. All calls are rounded up to the next highest minute. All charges for this Service will be billed through the customer's local exchange company.

3.2 Directory Assistance

3.2.1 General

Intrastate Directory Assistance involves the supplying of assistance in determining or attempting to determine the telephone number of a party for a call which is outside of the calling party's area code but within the calling party's state. Calls for directory assistance within the calling party's area code are routed to and handled by the LEC. If a Customer calls directory assistance for a call within the state but outside of the Customer's area code, the call is routed to and handled by the DUC.

3.2.2 Availability of Service(s)

Intrastate directory assistance is available if the Customer subscribes to any outbound Service(s).

3.2.3 Application of Charges

The Directory Assistance charge applies whether or not the directory assistance bureau furnished the requested telephone number(s) (e.g., where the requested telephone number is unlisted, non-published or no record can be found).

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SECTION 4 - RATES AND CHARGES

4.1 Telecomp 1 Plus

Rate Per Minute
\$0.108

4.2 Directory Assistance

The rate is \$0.95 per call.

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